

DEPARTMENT OF LABOR (DOL)

DEPARTMENT OF LABOR

Office of the Secretary

20 CFR Chs. I, IV, V, VI, VII, and IX

29 CFR Subtitle A and Chs. II, IV, V, XVII, and XXV

30 CFR Ch. I

41 CFR Ch. 60

48 CFR Ch. 29

Semiannual Agenda of Regulations

AGENCY: Office of the Secretary, Labor.

ACTION: Semiannual regulatory agenda.

SUMMARY: This document sets forth the Department's semiannual agenda of regulations that have been selected for review or development during the coming year. The agenda complies with the requirements of both Executive Order 12866 and the Regulatory Flexibility Act. The agenda lists all regulations that are expected to be under review or development between

April 2000 and April 2001 as well as those completed during the past 6 months.

FOR FURTHER INFORMATION CONTACT: Barbara Bingham, Acting Director for the Office of Regulatory Economics, Office of the Assistant Secretary for Policy, U.S. Department of Labor, 200 Constitution Avenue NW., Room S-2312, Washington, DC 20210, (202) 219-6197.

NOTE: Information pertaining to a specific regulation can be obtained from the agency contact listed for that particular regulation.

SUPPLEMENTARY INFORMATION: Executive Order 12866 and the Regulatory Flexibility Act require the semiannual publication in the **Federal Register** of an agenda of regulations. As permitted by law, the Department of Labor is combining the publication of its agendas under the Regulatory Flexibility Act and Executive Order 12866.

Executive Order 12866 became effective September 30, 1993, and, in substance, requires the Department of Labor to publish an agenda listing all the regulations it expects to have under active consideration for promulgation,

proposal, or review during the coming 1-year period. The focus of all departmental regulatory activity will be on the development of effective rules that advance the Department's goals and that are understandable and usable to the employers and employees in all affected workplaces.

The Regulatory Flexibility Act became effective on January 1, 1981, and applies only to regulations for which a notice of proposed rulemaking was issued on or after that date. It requires the Department of Labor to publish an agenda, listing all the regulations it expects to propose or promulgate that are likely to have a "significant economic impact on a substantial number of small entities" (5 U.S.C. 602).

All interested members of the public are invited and encouraged to let departmental officials know how our regulatory efforts can be improved and, of course, to participate in and comment on the review or development of the regulations listed on the agenda.

Alexis M. Herman,
Secretary of Labor.

Office of the Secretary—Proposed Rule Stage

Sequence Number	Title	Regulation Identification Number
1836	Production or Disclosure of Information or Materials	1290-AA17

Office of the Secretary—Completed Actions

Sequence Number	Title	Regulation Identification Number
1837	Supplemental Standards of Ethical Conduct for Employees of the Department of Labor	1290-AA15
1838	Equal Access to Justice Act	1290-AA18
1839	Process for Electing State Employment Statistics Agency Representatives for Consultations With Department of Labor	1290-AA19

Employment Standards Administration—Proposed Rule Stage

Sequence Number	Title	Regulation Identification Number
1840	Government Contractors: Nondiscrimination and Affirmative Action Obligations, Executive Order 11246 (ESA/OFCCP) (Section 610 Review)	1215-AA01
1841	Regulations to Implement the Federal Acquisition Streamlining Act of 1994, 29 CFR Parts 4 and 5, 41 CFR Parts 50-201 and 50-206	1215-AA96
1842	Records To Be Kept by Employers Under the Fair Labor Standards Act	1215-AB03
1843	Assessment and Collection of User Fees	1215-AB06
1844	Implementation of the 1996 Amendments to the Fair Labor Standards Act	1215-AB13

DOL**Employment Standards Administration—Proposed Rule Stage (Continued)**

Sequence Number	Title	Regulation Identification Number
1845	Labor Standards Provisions Applicable to Contracts Covering Federally Financed and Assisted Construction (29 CFR Part 5) Definition of "Site of the Work" Under the Davis-Bacon Act	1215-AB21
1846	Affirmative Action and Nondiscrimination Obligations of Contractors and Subcontractors Regarding Individuals With Disabilities	1215-AB23
1847	Affirmative Action and Nondiscrimination Obligations of Contractors and Subcontractors for Special Disabled Veterans and Veterans of the Vietnam Era	1215-AB24
1848	Service Contract Act Exemption for Certain Commercial Service Contracts	1215-AB26
1849	Affirmative Action and Nondiscrimination Obligations of Contractors and Subcontractors Regarding Special Disabled Veterans and Veterans of the Vietnam Era (Revised)	1215-AB27
1850	Government Contractors: Nondiscrimination and Affirmative Action Obligations, Executive Order 11246 (ESA/OFCCP) (Revised)	1215-AB28
1851	Longshore Act Medical Fee Schedule	1215-AB30

Employment Standards Administration—Final Rule Stage

Sequence Number	Title	Regulation Identification Number
1852	Child Labor Regulations, Orders, and Statements of Interpretation (ESA/W-H)	1215-AA09
1853	Standards for Waivers Under Section 503 of the Rehabilitation Act	1215-AA84
1854	Procedures for Predetermination of Wage Rates (29 CFR Part 1) and Labor Standards Provisions Applicable to Contracts Covering Federally Financed and Assisted Construction (29 CFR Part 5)	1215-AA94
1855	Black Lung Benefits Under the Federal Coal Mine Safety and Health Act of 1969, as Amended	1215-AA99
1856	Labor Condition Applications and Requirements for Employers Using Nonimmigrants on H-1B Visas in Specialty Occupations and as Fashion Models	1215-AB09
1857	Minimum Wage and Overtime Violations—Civil Money Penalties (29 CFR 578); Child Labor Violations—Civil Money Penalties (29 CFR 579); Adjustment of Civil Money Penalties for Inflation	1215-AB20

Employment Standards Administration—Long-Term Actions

Sequence Number	Title	Regulation Identification Number
1858	Defining and Delimiting the Term "Any Employee Employed in a Bona Fide Executive, Administrative, or Professional Capacity" (ESA/W-H)	1215-AA14
1859	Application of the Fair Labor Standards Act to Domestic Service	1215-AA82

Employment Standards Administration—Completed Actions

Sequence Number	Title	Regulation Identification Number
1860	Enforcement of Contractual Obligations for Temporary Alien Agricultural Workers Admitted Under Section 216 of the Immigration and Nationality Act	1215-AA43
1861	Exemptions Applicable to Agriculture, Processing of Agricultural Commodities, and Related Subjects Under the Fair Labor Standards Act	1215-AB11
1862	Reporting by Labor Relations Consultants and Other Persons	1215-AB14
1863	Labor Organization Annual Financial Report	1215-AB29

Employment and Training Administration—Proposed Rule Stage

Sequence Number	Title	Regulation Identification Number
1864	Disaster Unemployment Assistance Program, Amendment to Regulations	1205-AB02

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Employment and Training Administration—Proposed Rule Stage (Continued)

Sequence Number	Title	Regulation Identification Number
1865	Federal-State Unemployment Compensation Program; Unemployment Insurance Performance System	1205-AB10
1866	Labor Certification and Petition Process for the Temporary Employment of Nonimmigrant Aliens in Agriculture in the United States; Modification of Fee Structure	1205-AB24
1867	Labor Certification Process for the Permanent Employment of Aliens in the United States; Refiling of Applications	1205-AB25

Employment and Training Administration—Final Rule Stage

Sequence Number	Title	Regulation Identification Number
1868	Trade Adjustment Assistance for Workers—Implementation of 1988 Amendments	1205-AB05
1869	Trade Adjustment Assistance for Workers—Transitional Adjustment Assistance NAFTA-TAA	1205-AB07
1870	Welfare-to-Work (WTW) Grants	1205-AB15
1871	(UC) Program; Confidentiality and Disclosure of Information in State UC Records	1205-AB18
1872	Workforce Investment Act of 1998	1205-AB20
1873	Birth and Adoption Unemployment Compensation	1205-AB21
1874	Labor Certification and Petition Process for the Temporary Employment of Nonimmigrant Aliens in Agriculture in the United States; Delegation of Authority to Adjudicate H-2A Petitions	1205-AB23
1875	Attestations by Facilities Temporarily Employing H-1C Nonimmigrant Aliens as Registered Nurses	1205-AB27

Employment and Training Administration—Long-Term Actions

Sequence Number	Title	Regulation Identification Number
1876	Services to Migrant and Seasonal Farmworkers, Job Service Complaint System, Monitoring, and Enforcement	1205-AA37
1877	Labor Certification Process for the Permanent Employment of Aliens in the United States	1205-AA66
1878	Establishment of Fees for Immigration Programs Administered by the Employment and Training Administration	1205-AB14
1879	Indian and Native American Welfare-to-Work Program	1205-AB16

Pension and Welfare Benefits Administration—Proposed Rule Stage

Sequence Number	Title	Regulation Identification Number
1880	Definition of Collective Bargaining Agreement (ERISA Section 3(40))	1210-AA48
1881	Rulemaking Relating to Notice Requirements for Continuation of Health Care Coverage	1210-AA60
1882	Voluntary Fiduciary Correction Program	1210-AA76
1883	Regulation Exempting Certain Broker-Dealer and Investment Advisers from Bonding Requirements	1210-AA80

Pension and Welfare Benefits Administration—Final Rule Stage

Sequence Number	Title	Regulation Identification Number
1884	Revision of the Form 5500 Series and Implementing and Related Regulations Under the Employee Retirement Income Security Act of 1974 (ERISA)	1210-AA52
1885	Regulations Implementing the Health Care Access, Portability and Renewability Provisions of the Health Insurance Portability and Accountability Act of 1996	1210-AA54
1886	Amendment of Summary Plan Description and Related ERISA Regulations to Implement Statutory Changes in the Health Insurance Portability and Accountability Act of 1996	1210-AA55
1887	Amendments to Employee Benefit Plan Claims Procedures Regulation	1210-AA61
1888	Mental Health Benefits Parity	1210-AA62
1889	Health Care Standards for Mothers and Newborns	1210-AA63
1890	Reporting Requirements for MEWAs Providing Medical Care Benefits	1210-AA64

DOL**Pension and Welfare Benefits Administration—Final Rule Stage (Continued)**

Sequence Number	Title	Regulation Identification Number
1891	Elimination of Filing Requirements for Summary Plan Descriptions	1210-AA66
1892	Requirement To Furnish Plan Documents Upon Request by the Secretary of Labor	1210-AA67
1893	Civil Penalty for Failure To Furnish Certain Plan Documents	1210-AA68
1894	Amendments to Summary Plan Description Regulations	1210-AA69
1895	Electronic Disclosure of Employee Benefit Plan Information	1210-AA71
1896	National Medical Support Notice	1210-AA72
1897	Small Pension Plan Security Amendments	1210-AA73
1898	Soft Dollar (Interpretive Bulletin)	1210-AA74
1899	Rulemaking Relating to the Women's Health and Cancer Rights Act of 1998	1210-AA75
1900	Prohibiting Discrimination Against Participants and Beneficiaries Based on Health Status	1210-AA77
1901	Amendments Regarding Allocation of Fiduciary Responsibility; Federal Retirement Thrift Investment Board	1210-AA79

Pension and Welfare Benefits Administration—Long-Term Actions

Sequence Number	Title	Regulation Identification Number
1902	Adequate Consideration	1210-AA15
1903	Civil Penalties Under ERISA Section 502(1)	1210-AA37
1904	Individual Benefits Reporting Requirements for Defined Contribution Plans	1210-AA65

Pension and Welfare Benefits Administration—Completed Actions

Sequence Number	Title	Regulation Identification Number
1905	Limitation of Liability for Insurers and Others Under Part 4 of Title I of ERISA and Section 4975 of the Internal Revenue Code	1210-AA58

Mine Safety and Health Administration—Prerule Stage

Sequence Number	Title	Regulation Identification Number
1906	Occupational Exposure to Coal Mine Dust (Lowering Exposure Limit)	1219-AB08
1907	Mine Rescue Teams	1219-AB20

Mine Safety and Health Administration—Proposed Rule Stage

Sequence Number	Title	Regulation Identification Number
1908	Air Quality, Chemical Substances, and Respiratory Protection Standards	1219-AA48
1909	Belt Entry Use as Intake Aircourse To Ventilate Working Sections	1219-AA76
1910	Metal/Nonmetal Impoundments	1219-AA83
1911	Surface Haulage	1219-AA93
1912	Improving and Eliminating Regulations	1219-AA98
1913	Respirable Crystalline Silica Standard	1219-AB12
1914	Underground Coal Mine Operators Plan Verification and MSHA Compliance Sampling for Respirable Dust	1219-AB14
1915	Determination of Concentration of Respirable Coal Mine Dust	1219-AB18
1916	Safety Standards for Self-Contained Self-Rescue Devices in Coal and Metal/Nonmetal Underground Mines	1219-AB19

DOL**Mine Safety and Health Administration—Final Rule Stage**

Sequence Number	Title	Regulation Identification Number
1917	Hazard Communication	1219-AA47
1918	Diesel Particulate Matter (Exposure of Underground Coal Miners)	1219-AA74
1919	Longwall Equipment (Including High-Voltage)	1219-AA75
1920	Independent Laboratory Testing	1219-AA87
1921	Requirements for Approval of Flame-Resistant Conveyor Belts	1219-AA92
1922	Diesel Particulate Matter (Exposure of Underground Metal and Nonmetal Miners)	1219-AB11

Mine Safety and Health Administration—Long-Term Actions

Sequence Number	Title	Regulation Identification Number
1923	Confined Spaces	1219-AA54
1924	Safety Standard Revisions for Underground Anthracite Mines	1219-AA96
1925	Electrical Standards for Metal and Nonmetal Mines	1219-AB01
1926	Training and Retraining of Miners	1219-AB02

Mine Safety and Health Administration—Completed Actions

Sequence Number	Title	Regulation Identification Number
1927	Safety Standards for the Use of Roof-Bolting Machines	1219-AA94

Office of the Assistant Secretary for Administration and Management—Proposed Rule Stage

Sequence Number	Title	Regulation Identification Number
1928	Nondiscrimination on the Basis of Disability in Programs and Activities Receiving or Benefiting From Federal Financial Assistance	1291-AA28

Office of the Assistant Secretary for Administration and Management—Final Rule Stage

Sequence Number	Title	Regulation Identification Number
1929	Implementation of the Nondiscrimination and Equal Opportunity Requirements of the Workforce Investment Act of 1998	1291-AA29
1930	Grants and Agreements	1291-AA30

Office of the Assistant Secretary for Administration and Management—Long-Term Actions

Sequence Number	Title	Regulation Identification Number
1931	Department of Labor Acquisition Regulation	1291-AA20
1932	Nondiscrimination on the Basis of Age in Programs and Activities Receiving Federal Financial Assistance From the Department of Labor	1291-AA21
1933	Audits of States, Local Governments, and Nonprofit Organizations	1291-AA26
1934	Audit Requirements for Grants, Contracts, and Other Agreements	1291-AA27

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Occupational Safety and Health Administration—Prerule Stage

Sequence Number	Title	Regulation Identification Number
1935	Process Safety Management of Highly Hazardous Chemicals	1218-AB63
1936	Safety Standards for Scaffolds Used in the Construction Industry—Part II	1218-AB68
1937	Grain Handling Facilities (Section 610 Review)	1218-AB73
1938	Cotton Dust (Section 610 Review)	1218-AB74
1939	Prevention of Needlestick and Other Sharps Injuries	1218-AB85
1940	Occupational Exposure to Perchloroethylene	1218-AB86
1941	Sanitation	1218-AB87
1942	Hearing Loss Prevention in Construction Workers	1218-AB89

Occupational Safety and Health Administration—Proposed Rule Stage

Sequence Number	Title	Regulation Identification Number
1943	Permissible Exposure Limits (PELs) for Air Contaminants	1218-AB54
1944	Occupational Exposure to Ethylene Oxide (Section 610 Review)	1218-AB60
1945	Plain Language Revision of the Flammable and Combustible Liquids Standard	1218-AB61
1946	Plain Language Revision of the Mechanical Power-Transmission Apparatus Standard	1218-AB66
1947	Electric Power Transmission and Distribution; Electrical Protective Equipment in the Construction Industry	1218-AB67
1948	Standards Improvement (Miscellaneous Changes) for General Industry, Marine Terminals, and Construction Standards (Phase II)	1218-AB81
1949	Plain Language Revisions to Spray Applications	1218-AB84
1950	Signs, Signals, and Barricades	1218-AB88

Occupational Safety and Health Administration—Final Rule Stage

Sequence Number	Title	Regulation Identification Number
1951	Steel Erection (Part 1926) (Safety Protection for Ironworkers)	1218-AA65
1952	Recording and Reporting Occupational Injuries and Illnesses (Simplified Injury/Illness Recordkeeping Requirements)	1218-AB24
1953	Ergonomics Programs: Preventing Musculoskeletal Disorders	1218-AB36
1954	Occupational Exposure to Tuberculosis	1218-AB46
1955	Nationally Recognized Testing Laboratories Programs: Fees	1218-AB57
1956	Employer Payment for Personal Protective Equipment	1218-AB77
1957	Consultation Agreements	1218-AB79
1958	Plain Language Revisions to the Exit Routes Standard	1218-AB82

Occupational Safety and Health Administration—Long-Term Actions

Sequence Number	Title	Regulation Identification Number
1959	Respiratory Protection (Proper Use of Modern Respirators)	1218-AA05
1960	Longshoring and Marine Terminals (Parts 1917 and 1918) — Reopening of the Record (Vertical Tandem Lifts (VTLs))	1218-AA56
1961	Scaffolds in Shipyards (Part 1915 — Subpart N)	1218-AA68
1962	Access and Egress in Shipyards (Part 1915, Subpart E) (Shipyards: Emergency Exits and Aisles)	1218-AA70
1963	Glycol Ethers: 2-Methoxyethanol, 2-Ethoxyethanol, and Their Acetates: Protecting Reproductive Health	1218-AA84
1964	Accreditation of Training Programs for Hazardous Waste Operations (Part 1910)	1218-AB27
1965	Indoor Air Quality in the Workplace	1218-AB37
1966	Safety and Health Programs (for General Industry and the Maritime Industries)	1218-AB41
1967	Occupational Exposure to Hexavalent Chromium (Preventing Occupational Illness: Chromium)	1218-AB45
1968	Confined Spaces in Construction (Part 1926): Preventing Suffocation/Explosions in Confined Spaces	1218-AB47
1969	General Working Conditions for Shipyard Employment	1218-AB50

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Occupational Safety and Health Administration—Long-Term Actions (Continued)

Sequence Number	Title	Regulation Identification Number
1970	Fire Protection in Shipyard Employment (Part 1915, Subpart P) (Shipyards: Fire Safety)	1218-AB51
1971	Metalworking Fluids: Protecting Respiratory Health	1218-AB58
1972	Fall Protection in the Construction Industry	1218-AB62
1973	Revocation of Certification Records for Tests, Inspections, and Training	1218-AB65
1974	Safety and Health Programs for Construction	1218-AB69
1975	Occupational Exposure to Crystalline Silica	1218-AB70
1976	Control of Hazardous Energy (Lockout) in Construction (Part 1926) (Preventing Construction Injuries/Fatalities: Lockout)	1218-AB71
1977	Occupational Exposure to Beryllium	1218-AB76
1978	Consolidation of Records Maintenance Requirements in OSHA Standards	1218-AB78
1979	Walking Working Surfaces and Personal Fall Protection Systems (1910) (Slips, Trips and Fall Prevention)	1218-AB80
1980	Oil and Gas Well Drilling and Servicing	1218-AB83

Occupational Safety and Health Administration—Completed Actions

Sequence Number	Title	Regulation Identification Number
1981	Control of Hazardous Energy Sources (Lockout/Tagout)	1218-AB59

Office of the Assistant Secretary for Veterans' Employment & Training—Proposed Rule Stage

Sequence Number	Title	Regulation Identification Number
1982	Annual Report for Federal Contractors	1293-AA07

DEPARTMENT OF LABOR (DOL)

Proposed Rule Stage

Office of the Secretary (OS)

1836. PRODUCTION OR DISCLOSURE OF INFORMATION OR MATERIALS

Priority: Substantive, Nonsignificant

Legal Authority: 5 USC 301; 5 USC 552 as amended; 5 USC Reorganization Plan No. 6 of 1950; EO 12600, 52 FR 23781 (June 25, 1987)

CFR Citation: 29 CFR 70

Legal Deadline: None

Abstract: The regulation will incorporate the provisions of the 1996

FOIA amendments. These include extending DOL processing time from 10 to 20 days for most FOIA requests and requiring that all reading room materials created since November 1, 1996, be made available by electronic means such as the Internet.

Timetable:

Action	Date	FR Cite
NPRM	06/00/00	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

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